

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

FILED
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U.S. DISTRICT COURT
SOUTHERN DIST. OHIO
EAST. DIV. COLUMBUS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOHN P. RAPHAEL,

Defendant.

No. 2:15-cr-228

Judge GRAHAM

GOVERNMENT'S PLEA AGREEMENT SUBMISSION
OF ELEMENTS AND PENALTIES FOR 18 U.S.C. § 1951(a)

A. ELEMENTS: 18 U.S.C. § 1951(a)

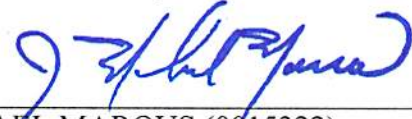
1. The defendant knowingly obtained and attempted to obtain property from Company A and its executives that was not due the defendant;
2. The defendant did so by means of extortion—that is, the defendant obtained and attempted to obtain the property of Company A and its executives, with Company A and the executives' consent, induced by the wrongful use of fear of economic harm;
3. The defendant's actions obstructed, delayed, and affected, and attempted to obstruct, delay, and affect, in any way and degree commerce and the movement of articles and commodities in commerce;
4. The above conduct took place in the Southern District of Ohio at or near the time alleged in the Bill of Information.

B. PENALTIES

1. Mandatory Minimum: None.
2. Possible Maximum: Twenty (20) years in prison, a fine of \$250,000 or a fine of twice the gross gain or loss pursuant to 18 U.S.C. § 3571(d), three (3) years supervised release, and \$100.00 special assessment.

Respectfully submitted,

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